

**PORTER
WRIGHT
MORRIS &
ARTHUR** LLP
Attorneys and
Counselors at Law

**RECEIVED
CENTRAL FAX CENTER
FEB 14 2005**

41 South High Street
Columbus, Ohio 43215-6194
Main Telephone #: (614) 227-2000
Main Facsimile #: (614) 227-2100

Facsimile Cover Sheet

SENDER'S FACSIMILE RECEIVING #: (614) 227-2100

IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR OR IF YOU HAVE ANY PROBLEMS
RECEIVING THIS COMMUNICATION, PLEASE CALL (614)227-2267 IMMEDIATELY. THANK YOU.

THE INFORMATION CONTAINED IN THIS COMMUNICATION IS CONFIDENTIAL AND SUBJECT TO ATTORNEY-CLIENT, WORK
PRODUCT, OR OTHER LEGAL PRIVILEGE. THIS COMMUNICATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY
NAMED AS RECIPIENT. IF THE READER OF THIS COMMUNICATION IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED
THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

Date: February 14, 2005 User: 6726 Client Matter #: 3999504-151677

TOTAL NUMBER OF PAGES INCLUDING COVER SHEET: 8

PLEASE DELIVER TO:

To: Examiner Andrea M. Valenti, Group Art Unit 3643
Firm: USPTO City: _____
Facsimile #: 703/872-9306 Confirmation #: _____

From: Richard M. Mescher
rmescher@porterwright.com Phone No. (614) 227-2026

THE ORIGINAL OF THIS DOCUMENT WILL BE SENT BY:

☐ AIR MAIL
☐ MESSENGER
☐ REGULAR MAIL

☐ OVERNIGHT DELIVERY SERVICE
☒ THIS WILL BE THE ONLY FORM OF DELIVERY

Cincinnati • Cleveland • Columbus • Dayton • Naples, FL • Washington, DC

PORTER WRIGHT MORRIS & ARTHUR LLP
Attorneys & Counselors at Law

Richard M. Mescher
614-227-2026
mescher@porterwright.com

41 South High Street
Columbus, Ohio 43215-6194

Facsimile 614-227-2100
Toll Free 800-533-2794

February 14, 2005

Filed via facsimile to 703-872-9306
Attention Group Art Unit 3643, Examiner Andrea M. Valenti

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Application No.: 10/604,298
Inventor: Alfons Sieverding
Filed: July 9, 2003
Examiner: Andrea M. Valenti
Art Unit: 3643
For: "PLANT POT MADE FROM DEEP-DRAWN PLASTIC"
Attorney Docket No.: 4000841-152170

Dear Sir:

We transmit herewith a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 which includes Authorization re Deposit Account with regard to the RCE fee and extension of time fees, a Power of Attorney By Assignee And Change of Correspondence Address, a Certificate Under 37 CFR 3.73(b), and a Certificate of Transmission.

Very truly yours,


Richard M. Mescher

Enclosures

cc: Mr. Egon Bunemann

Cincinnati • Cleveland • Columbus • Dayton • Naples, FL • Washington, DC
www.porterwright.com

COLUMBUS/1206831 v.01

FEB 14 2005

PTO/SB30 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request
for
Continued Examination (RCE)
TransmittalAddress to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/604,298
Filing Date	July 9, 2003
First Named Inventor	Alfons Slaverding
Art Unit	3643
Examiner Name	Andrea M. Valenti
Attorney Docket Number	4000841-152170

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☒ Other amendment "B" filed on December 1, 2004
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to
- a. ☒ Deposit Account No. 16-2326. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Richard M. Mescher</i>	Date	February 14, 2005
Name (Print/Type)	Richard M. Mescher	Registration No.	38,242

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Richard M. Mescher</i>	Date	2/14/05
Name (Print/Type)	Richard M. Mescher		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/604,296
Filing Date	July 9, 2003
First Named Inventor	Alfons Sieverding
Art Unit	3643
Examiner Name	Andrea M. Valent
Attorney Docket Number	4000541-152170

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☒ Other amendment "B" filed on December 1, 2004

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 16-2326. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Richard M. Mescher</i>	Date	February 14, 2005
Name (Print/Type)	Richard M. Mescher	Registration No.	38,242

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

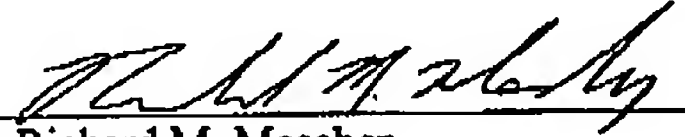
Signature	<i>Richard M. Mescher</i>	Date	2/14/05
Name (Print/Type)	Richard M. Mescher		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this Request for Continued Examination (RCE) under 37 C.F.R. 1.114 which includes Authorization re Deposit Account with regard to the RCE fee and extension of time fees, a Power of Attorney By Assignee And Change of Correspondence Address, a Certificate Under 37 CFR 3.73(b) are being filed by facsimile to 703-872-9306; Attention Group Art Unit 3643; Examiner Andrea M. Valenti on February 14, 2005.


Richard M. Mescher
Reg. No. 38,242

In the application:

Inventor:	Alfons Sieverding
Serial Number:	10/604,298
Filed:	July 9, 2003
For:	PLANT POT MADE FROM DEEP-DRAWN PLASTIC
Group Art Unit:	3643
Examiner:	Andrea M. Valenti
Atty. Docket No.:	4000841-152170
